

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:06cv131**

**VIRGINIA GREELEY, executrix of the
Estate of Paul J. Greeley; and VIRGINIA
GREELEY,**

Plaintiffs,

Vs.

**AUTO-OWNERS INSURANCE CO., a
Michigan Corporation,**

**Defendant and
Third-Party Plaintiff,**

Vs.

**BLACKWELL CONSTRUCTION, INC.,
a South Carolina Corporation; JERRY
BLACKWELL, and wife, SANDRA
BLACKWELL,**

Third-Party Defendants.

ORDER

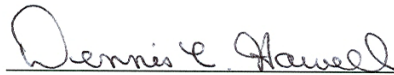
THIS MATTER is before the court the court's own Motion for Status of Case. By leave of court, defendant was allowed to file a Third-Party Complaint on May 11, 2007. On May 30, 2007, defendant and third-party plaintiff filed affidavits of service indicating that they had served the individual defendants Blackwell and on June 7, 2007, defendant and third-party plaintiff filed an affidavit of service indicating that the corporate third-party defendant had been served. The last Answer was due to be filed not later than June 25, 2007, making all third-party defendants past due by at least 30 days. Defendant and Third-party plaintiff had not, however, moved for entry of

default. Counsel for defendant and third-party plaintiff shall file a status report not later than August 7, 2007, indicating why this case has not been moved forward.

ORDER

IT IS, THEREFORE, ORDERED that the court's own Motion for Status of Case is **GRANTED**, and counsel for defendant and third-party plaintiff shall file a status report not later than August 7, 2007, explaining the delay in moving this case forward.

Signed: July 25, 2007

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Dennis L. Howell
United States Magistrate Judge

